

FFW

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY:

Gladys E. Murals

Date:

February 11, 2005

MAIL STOP AMENDMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:
Brian J. Smyth et al.

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Conf. No.: 6765

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Group Art Unit: 2667

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Appln. No.: 10/611,494

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Examiner: Chi H. Pham

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Filing Date: June 30, 2003

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Attorney Docket No.: 600754-3U1

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Title: METHOD OF CREATING A VIRTUAL TRAFFIC NETWORK

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(b)

**TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

The Information Disclosure Statement (IDS) transmitted herewith is being filed before the mailing date of a first Office Action on the merits.

FEE PAYMENT

No fee is believed to be due.

CONSIDERATION OF IDS REFERENCES

It is requested that the references listed on the attached Information Disclosure Citation Form PTO/SB/08A be considered by the Patent Examiner in connection with the above identified application and be made of record therein.

Two non-patent references are Quicktime files which are provided on a CD-ROM accompanying this IDS.

In accordance with the Official PTO waiver, copies of the U.S. patent documents listed on the Form PTO/SB/08A are not attached, however, copies of the non-patent references are enclosed. The official waiver withdraws the requirement under 37 C.F.R. § 1.98(a)(2)(i) for submitting copies of each listed U.S. patent and application for applications filed after June 30, 2003. Copies of the listed U.S. patent documents will be provided upon request.

The filing of this Information Disclosure Statement shall not be construed as an admission that any of the listed documents constitutes prior art, nor as an admission against interest in any manner.

It is respectfully requested that this Information Disclosure Statement and the documents listed on the attached Form PTO/SB/08A be considered and acknowledged by the Examiner in connection with the above-identified patent application, be made of record therein, and that the listed documents be cited in the issued patent.

Respectively submitted,

Brian J. Smyth *et al.*

February 18, 2005
(Date)

By:

Clark Jablon

CLARK A. JABLON

Registration No. 35,039

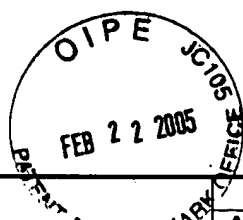
AKIN GUMP STRAUSS HAUER & FELD LLP

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103-7013

Telephone: 215-965-1200



Form PTO/SB/08A		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	10/611,494
		Filing Date	June 30, 2003
		First Named Inventor	Brian J. Smyth
		Group Art Unit	2667
		Examiner Name	Chi H. Pham
Sheet	1	of	1
		Attorney Docket Number	600754-3U1

U.S. PATENT DOCUMENTS				
Exr Initials	U.S. Patent Document		Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-YYYY
	Number	Kind Code (if known)		
	2004/0243533	A1	Dempster et al.	12-2004
	6,845,316		Yates	01-2005
	2002/0158922		Clark et al.	10-2002
	2003/0225516		DeKock et al.	12-2003
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	6,161,092		Latshaw et al.	12-2000
	2003/0171870		Guezic	09-2003

FOREIGN PATENT DOCUMENTS					
Exr Initials	Foreign Patent Document			Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-YYYY
	Country Code	Number	Kind Code (if known)		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			T ₁
Exr Initials	Include Name of Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published		
	Quicktime movie file of video presentation at Radio/Television News Directors Association (RTNDA) Conference in Fall 1997.		
	Quicktime movie file of WSOC-TV (Channel 9), Charlotte, NC, traffic report using "Show FX" traffic application, aired on or about February 2000		
	CATHY PROCTOR, My TrafficNews.com seals patent, The Denver Business Journal, January 18, 2005, 2 pages.		

Examiner Signature		Date Considered	
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